

BEFORE THE BOARD OF OIL, GAS AND MINING
DEPARTMENT OF NATURAL RESOURCES
STATE OF UTAH

FILED

JAN 26 2015

SECRETARY, BOARD OF
OIL, GAS & MINING

IN THE MATTER OF THE REQUEST
FOR AGENCY ACTION OF RIG II,
LLC, FOR AN ORDER FORCE
POOLING THE INTERESTS OF ALL
OWNERS REFUSING TO AGREE TO
LEASE THEIR INTERESTS OR
OTHERWISE BEAR THEIR
PROPORTIONATE SHARE OF THE
COSTS OF DRILLING OPERATIONS
FOR THE PAPPADAKIS #15-24-2-1E
WELL IN THE DRILLING UNIT
ESTABLISHED BY THE ORDER IN
CAUSE NO. 139-42, COMPRISING
SECTION 24, TOWNSHIP 2 SOUTH,
RANGE 1 EAST, U.S.M., WITHIN THE
GREATER ALTAMONT-BLUEBELL
AREA, Uintah County, Utah, FOR
THE PRODUCTION OF OIL AND GAS
FROM THE LOWER GREEN RIVER
AND WASATCH FORMATIONS.

MOTION TO BIFURCATE
HEARING

Docket No. 2014-44

Cause No. 139-26

RIG II, LLC ("**RIG II**"), by and through its counsel of record, moves the Board of Oil, Gas and Mining ("**Board**"), pursuant to Rule 641-105-300 of the Utah Administrative Code (2014) and good cause shown, to bifurcate the hearing of the above captioned matter currently scheduled for January 28, 2015, to exclude from and hold in abeyance the hearing as to lands administered by the Division of State Lands and Forestry ("**UDOT/DSLFLands**") and the Allotted Indian ("**Allotted Lands**") within the Section 24 Drilling Unit. Further, RIG II moves the Board that it be allowed, as necessary, to petition the board to reopen the matter when the UDOT/DSLFLands and Allotted Lands have been leased and voluntarily pooled and communitized.

The grounds for the Motion are as follows:

1. RIG II filed its Request for Agency Action ("**Request**") on November 12, 2014.
2. RIG II has diligently attempted to lease the UDOT/DSLFF and Allotted Indian lands located within the Drilling Unit.
3. Neither the UDOT/DSLFF Lands nor the Allotted Lands leases will be issued prior to the January 28, 2015 hearing.
4. To the extent that deviation from the rules is necessary for the Board to consider this motion, RIG II moves for deviation from the rules, pursuant to Utah Admin. Code, Rule 641-100-400 (2014).

WHEREFORE, RIG II prays that the Board:

- A. Enter its order bifurcating the hearing to address the force pooling of private lands interests on January 28, 2015.
- B. Continue this matter as to the UDOT/DSLFF and Allotted Lands, pending lease issuance and voluntary pooling/communitization of UDOT/DSLFF and Allotted Lands leases with the private lands leases and interests and possible readjustment of the average unit royalty granted for unleased, forced pooled interests.

Respectfully submitted this 26th day of January, 2015.

LEAR & LEAR L.L.P.

By: 

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